

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No: 10/088,037
Applicants: Kenji MORIMOTO, et al.
Filed: August 28, 2002
Title: DATA RECORDING APPARATUS, DATA REPRODUCING APPARATUS, DATA
RECORDING METHOD, AND DATA REPRODUCING METHOD
TC/A.U.: 2621
Examiner: Helen Shibru
Confirmation No.: 6565
Docket No.: MTS-3321US

RESPONSE TO RESTRICTION REQUIREMENT

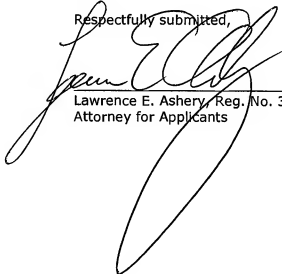
Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

S I R :

This is in response to the Restriction Requirement stated in the Office
Letter dated **November 13, 2008**.

The Examiner requires that claims of Species 1, Figure 1, Species 2,
Figure 2, Species 3, Figure 3 or Species 4, Figure 4 be elected for prosecution.
Applicants elect to prosecute Species 1, Figure 1 and Claims 1, 9-13, 16-18, 25, 26, 33
and 34. This election is made without traverse.

Respectfully submitted,



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LEA/so

Dated: December 11, 2008
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